



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: Darrell Shively et al.

SERIAL NO.: 09/410,511

FILING DATE: September 30, 1999

CONFIRMATION NO.: 6966

TITLE: Automatic Hardware Failure Detection And Recovery For Distributed Max Sessions Server

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ART UNIT: 2142

CERTIFICATE OF MAILING

I hereby certify that this paper is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date printed below:

Date: 3/5/07

Name: Monica Pizarro

Monica Pizarro

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ALEXANDRIA, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

In compliance with the duty of disclosure under 37 C.F.R. §§ 1.56, 1.97 and 1.98, applicant hereby submits this Information Disclosure Statement (IDS) including a Form PTO-1449 containing a list of references which may be material to the examination of the above-referenced application. This submission is not to be construed as a representation that a prior art search has been conducted, that additional information material to the examination of this application does not exist, or that any one or more of the listed references constitutes prior art.

The Examiner is urged to carefully consider this Information Disclosure Statement and all the listed references, and to indicate same by initialing the appropriate portion(s) of the Form PTO-1449 and forwarding an initialed copy to applicant.

Pursuant to 37 C.F.R. § 1.98(2) legible copies of prior art references other than U.S. Patents and U.S. Patent Application Publications are attached.

I

This statement is filed pursuant to (**CHECK ONE BOX**):



37 C.F.R. § 1.97(b).

This information disclosure statement is filed either:

- (1) within three months of the filing date of a national application other than a continued prosecution application under §1.53(d);
- (2) within three months of the date of entry of the national stage as set forth in 37 C.F.R. §1.491 in an international application;
- (3) before the mailing date of a first office action on the merits; **or**
- (4) before the mailing of a first office action after the filing of a Request for Continued Examination under 37 C.F.R. §1.114, **whichever event occurs last.**

Accordingly, this information disclosure statement requires no fee and no certification.



37 C.F.R. § 1.97(c).

This information disclosure statement is filed **after** the period specified in 37 C.F.R. § 1.97(b), but **before** the mailing date of any of the following:

- (1) a final action under 37 C.F.R. § 1.113;
- (2) a notice of allowance under 37 C.F.R. § 1.311; **or**
- (3) an action that otherwise closes prosecution in the application.

Accordingly, this information disclosure statement requires either:

- (1) the fee specified in 37 C.F.R. § 1.17(p) for submission of an information disclosure statement under 37 C.F.R. § 1.97(c); **or**
- (2) a certification according to 37 C.F.R. § 1.97 (e)(1) or (2).



37 C.F.R. § 1.97(d).

This information disclosure statement is filed **after** the period specified in 37 C.F.R. § 1.97 (c).

Accordingly, this information disclosure statement requires:

- (1) a certification in accordance with 37 C.F.R. § 1.97(e); **and**
- (2) the fee specified in 37 C.F.R. § 1.17 (p) to consider an information disclosure statement under 37 C.F.R. § 1.97(d).

If this statement crosses in the mail with an office action, or is otherwise not in the indicated category of 37 C.F.R. §1.97, it is respectfully requested that this statement be treated in the next appropriate category and made of record. **To the extent required, please treat this paper as a conditional petition for acceptance of the information disclosure statement.**

II

Fees Due (CHECK ONE BOX):

- ☒ No fee is due.
- ☐ The fee specified in 37 C.F.R. § 1.17(p) for submission of an information disclosure statement under 37 C.F.R. § 1.97(c) or 37 C.F.R. § 1.97(d) is enclosed (\$180).

III

Certification (CHECK ONE BOX):


- ☒ No certification is necessary.
- ☐ Pursuant to 37 C.F.R. § 1.97(e)(1), the undersigned hereby certifies:
That each item of information contained in this information disclosure statement was first cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this information disclosure statement.
- ☐ Pursuant to 37 C.F.R. § 1.97(e)(2), the undersigned hereby certifies:
No item of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the undersigned after making reasonable inquiry, no item of information contained in this information disclosure statement was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing of this information disclosure statement.

IV

Please charge any additional required fee or credit any overpayment to our deposit account number 50-1698.

Respectfully submitted,
THELEN REID BROWN RAYSMAN & STEINER LLP

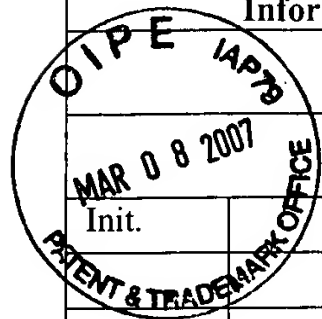
Dated: March 5, 2007



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Form PTO 1449 (Rev. 2-32) U.S. Department of Commerce Patent and Trademark Office				Atty. Docket No. CISCO-1372		Serial No. 09/410,511	
Information Disclosure Statement by Applicant				Applicant: Darrell Shively et al.			
(Use several sheets if necessary)				Filed: September 30, 2007		Group: 2142	
U.S. Patent Documents							
Init.		Document No.	Date	Name	Class	Subclass	Filing Date
		4,694,487	09/15/1987	Chang et al.			
		6,108,306	08/22/2000	Kalkunte et al.			
		6,151,688	11/21/2000	Wipfel et al.			
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		6,883,033	04/19/2005	Maruyama et al.			
Foreign Documents							
							Translation
Init.		Document No.	Date	Country	Class	Subclass	Yes No
Other Documents (Including Author, Title, Date, Pertinent Pages, etc.)							
		Khalil et al., "Implementation of a Bandwidth Broker for Dynamic End-to End Resource Reservation in Outsourced Virtual Private Network", The 25th Annual IEEE Conference on Local Computer Networks (LCN), pp. 511-519, November 9-10, 2000.					
Examiner					Date Considered		
Examiner: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include a copy of this form with the next communication to applicant.							



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U.S. Patent Documents								
Init.		Document No.	Date	Name	Class	Subclass	Filing Date	
		6,909,711	06/21/2005	Noguchi				
		6,961,857	11/01/2005	Floryanzia				
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Foreign Documents								
							Translation	
Init.		Document No.	Date	Country	Class	Subclass	Yes	No
Other Documents (Including Author, Title, Date, Pertinent Pages, etc.)								
Examiner					Date Considered			
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